

1
2 BILL NO. X- 81-01-17

3 ANNEXATION ORDINANCE NO. X- 01-81

4 AN ORDINANCE annexing certain territory,
5 commonly known as Southtown Mall West,
6 and including the same in Councilmanic
7 District No. 5.

8 WHEREAS, the owners of the herein described territory have
9 petitioned for voluntary annexation of territory; and,

10 WHEREAS, the City of Fort Wayne is desirous of annexing said
11 territory, therefore,

12 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
13 INDIANA:

14 SECTION 1. That the following described territory be, and the
15 same is hereby, annexed to and made a part of the corporation of the City
16 of Fort Wayne, Indiana, to-wit:

17 A part of the Northeast Quarter of the Northwest Quarter
18 of Section 36, Township 30 North, Range 12 East, Allen
19 County, more particularly described as follows:

20 Beginning at the Northeast corner of said Quarter-Quarter
21 Section; thence South 00 degrees 00 minutes 11 seconds
22 West (assumed bearing) 1315.43 feet along the East line
23 of said Quarter-Quarter Section to the Southeast corner
24 of said Quarter-Quarter Section; thence North 89 degrees
25 39 minutes 16 seconds West 500.00 feet along the South
26 line of said Quarter-Quarter Section; thence North
27 00 degrees 00 minutes 11 seconds East 1315.76 feet
28 parallel to the East line of said Quarter-Quarter
29 Section to the North line of said Quarter-Quarter
30 Section; thence South 89 degrees 37 minutes 00 seconds
31 East 500.00 feet along the North line of said Quarter-
32 Quarter Section to the point of beginning containing
15.101 acres, more or less, & excluding public road r/w.

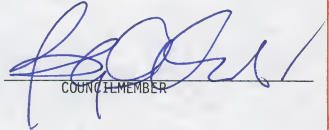
SECTION 2. It is the policy of the City of Fort Wayne to furnish
the above described territory within a period of time of one (1) year of the
effective date of annexation governmental services of a non-capital nature in
a manner which is equivalent in standard and scope to those non-capital
services provided to areas within the City which have similar topography,
patterns of land utilization, and population density to the said described
territory. It is also the policy of the City of Fort Wayne to provide
services of a capital improvement nature to the annexed territory within
three (3) years of the effective date of annexation in the same manner as such

services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

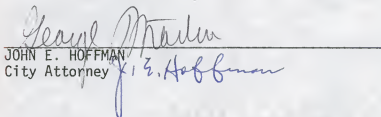
SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 5 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana of 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and final publication thereof as required by law.


COUNCILMEMBER

APPROVED AS TO FORM AND
LEGALITY


JOHN E. HOFFMAN
City Attorney

Read the first time in full and on motion by Eustus, seconded by Salmon, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 1-13-81, the 19, at 6 o'clock M., E.S.T.

DATE: 1-13-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Eustus, seconded by Salmon, and duly adopted, placed on its passage. PASSED (lost) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>			
<u>BURNS</u>	<u>X</u>				
<u>EISBART</u>	<u>X</u>				
<u>GIAQUINTA</u>	<u>X</u>				
<u>NUCKOLS</u>	<u>X</u>				
<u>SCHMIDT, D.</u>	<u>X</u>				
<u>SCHMIDT, V.</u>	<u>X</u>				
<u>SCHOMBURG</u>	<u>X</u>				
<u>STIER</u>	<u>X</u>				
<u>TALARICO</u>	<u>X</u>				

DATE: 3-24-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING-MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. X-01-81 on the 24th day of March, 19 81.

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

John Guckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of March, 19 81, at the hour of 11:30 o'clock P. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 25th day of March 19 81, at the hour of 4 o'clock P. M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

Memorandum

To Members of the Common Council

Date 3/4/81

From Abe Farkas, Director, CD&P



Subject Southtown Mall West Voluntary Annexation

COPIES TO:

Common Council
John Logan
file

At the March 23, 1981 business meeting, the City Plan Commission passed a resolution recommending that the Southtown Mall West Annexation, Bill No. X-81-01-17 and Resolution No. R-81-01-18 be given a DO PASS. A copy of the Commission resolution and the annexation fiscal plan are attached for your consideration. The ordinance and annexation resolution have been returned to the Council for action.

The area to be considered for annexation is located in Wayne Township on the south side of the City. The 15.1 acres of vacant ground is adjacent to the existing Southtown Mall complex. Annexation has been proposed by the property owner to simplify the plan review process for future expansion of Southtown Mall. Annexation will also simplify service provision.

Please inform us of any meetings to discuss this annexation so that we can be available to answer your questions.



The City of Fort Wayne

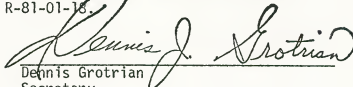
March 4, 1981

To: The Common Council
City of Fort Wayne

RESOLUTION
OF THE
CITY PLAN COMMISSION

BE IT HEREBY RESOLVED that the City Plan Commission recommends
DO PASS for the Southtown Mall West annexation. Annexation Bill No.
X-81-01-17 and Resolution No. R-81-01-18.

Certified and signed this
4th day of March, 1981

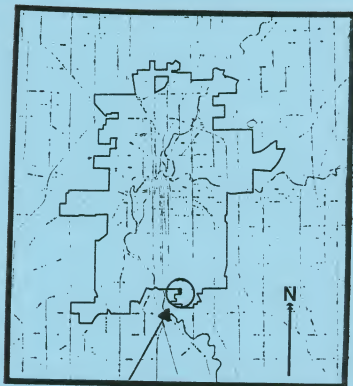

Dennis Grotrian
Secretary

kas

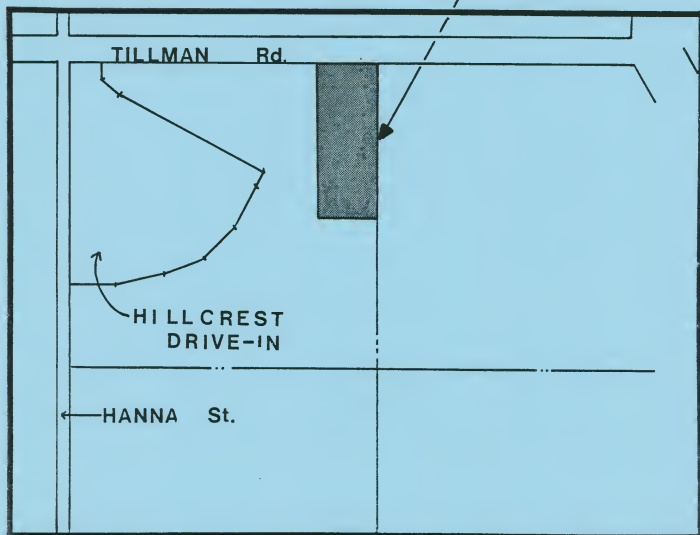
SOUTH TOWN

MALL

WEST



PROPOSED AREA



Introduction

In 1979 the owners of Southtown Mall began the process of enlarging the Mall. One of the first steps was to voluntarily annex 53.5 acres that would be used in the expansion. That land was annexed to the City of Fort Wayne by Ordinance No. X-03-79. Now the developers of the Mall need to annex an additional 15 acres so that several changes in the original development plan can be accommodated. Annexation would bring all of the land to be used by the Mall within the City. Current plans are to locate part of a parking lot on this 15 acres. Unspecified development could take place at a future date.

The following annexation fiscal plan relies extensively on the one prepared for X-03-79 since the two annexations are nearly identical in character. The only difference is that the plan for X-03-79 had to consider a possible building in the area.

Basic Data

1. Location

South of Fort Wayne and Northwest of Southtown Mall in Wayne Township.

2. Size

15 acres

3. Population/Density

There are no dwelling units in the annexation area. Therefore, there is no residential population.

4. Buildings

The land is currently vacant. In the plans for the Mall's expansion, part of a parking lot will be in the annexation area.

5. Land Use

Currently the entire area is vacant. After the Mall is expanded part of a parking lot will be in the territory. The rest of the 15 acre annexation area is set for an undetermined future development and could remain vacant for several years.

6. Zoning

The entire area is zoned B-2-D, Regional Shopping Center.

7. Planning

At this time, the annexation area is vacant. It is needed for the proposed and possible future development of the Mall. Extraterritorial planning jurisdiction has already been given to the City by Allen County Government. Thus, the City is already regulating development of the annexation area.

Annexation allows for growth in the City's tax base. It also provides for a more efficient provision of municipal services such as police and fire protection, and emergency medical service. The land is contiguous to the City. More than fifty percent of the property owners petitioned for annexation so state law voluntary annexation criteria are met.

Municipal Services

Municipal services are analyzed in terms of the needs of the Southtown Mall West annexation area and the costs of providing the services to the area. As required by Indiana law, services will be provided in a manner that treats the annexation area the same way as similar areas in the City are treated. Services will be at City standard, and, where necessary for items such as new street lighting, the standard service provision process will be used just as it is used elsewhere in the City of Fort Wayne.

The City of Fort Wayne will provide police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance immediately upon annexation. New streets and roads, street lighting and other capital improvements will be provided in accordance with standard procedures. The same applies to sanitary and storm sewer service and water service.

All the following service reports are based on the current development pattern in the area. Plans for the Mall's expansion are currently being implemented. Much of the territory is designated for unspecified future development. All of the area is zoned for shopping center use.

No assumptions are made as to the timing of the future development, or its character, even though some sort of commercial development is most likely.

1. Police

The Fort Wayne Police Department will become responsible for servicing the Southtown Mall West area immediately upon annexation. This service generally includes the prevention and detection of criminal activity, the apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, the resolution of day-to-day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is also involved

in legal work such as participation in court proceedings and protection of constitutional guarantees. Furthermore, it is responsible for the control of traffic and the promotion and preservation of civil order.

Providing police protection to this area will not create a measurable cost. The Police Department will have the rest of the Mall area within its jurisdiction apart from this annexation. The area to be added includes a parking area and vacant ground that is likely to remain that way for some time. Even without annexation the Police Department would probably be covering the area, since it would be almost impossible to decide if calls for emergency service were in the small portion of the area remaining outside the City. Whatever money that is expended will come from the General Fund.

2. Fire

The Fort Wayne Fire Department will provide service to the area immediately upon annexation. First response will come from Station #12 on South Anthony. The Fire Department is already serving Southtown Mall and the annexation will add vacant ground and part of a parking lot. As with police service, it is virtually impossible to determine how much additional cost this would entail. In emergencies, the department would respond to all calls from the Mall and there is not a reliable method for estimating potential calls from a parking lot.

The future development area will receive service as needed. Until it is developed, that need should be negligible. The timing and extent of that future development cannot be predicted so costs are not calculated.

In summary, operating costs will be paid for with General Fund monies, but the costs due to annexation are projected as being nil for the time frame of this plan.

3. Emergency Medical Service (EMS)

Upon annexation, people in the Southtown Mall West territory will have, at their convenience, full-time Emergency Medical Service. This includes ambulance coverage and first aid treatment to victims of heart attacks, automobile and other accidents, and to others requiring immediate medical attention. On certain runs, the Fort Wayne Fire Department will provide extra assistance.

Response time will be within the acceptable range and should be the same as that for the rest of Southtown Mall.

EMS will be serving all of Southtown and this annexation adds vacant ground and part of a parking lot. No cost estimates are possible for basically the same reasons as apply to police and fire protection. Still full service will be available to the area should an emergency occur. Funding will be from the General Fund.

Again, no effort is being made to predict costs from unknowable development in the area scheduled for future development.

4. Solid Waste

There will be no cost to the City for solid waste collection as there are no residential units in the area.

5. Traffic Control

All costs will be borne by the developer as there are no public road right-of-ways in the annexation area itself.

6. Street Lighting

As the City does not have public road right-of-way in the annexation area, there will be no public street lighting expenses. The Street Lighting Engineer will review the lighting installed in the outside public areas of the Mall expansion and make sure that lighting for the parking lot meets City standards. Installation, maintenance and energy costs will be borne by the developer.

All lighting in the future development area will be paid for by the developer with City review of specifications.

7. Streets and Roads

There will be no public streets in the annexation area so no services will be provided within the area. Access off of the public streets into the future development area will be reviewed by public bodies, but no improvement costs should be incurred by the public.

8. Parks

No parks will be provided. There are no residents in the area and the land use is not appropriate for developing a park.

9. Fort Wayne Utilities

Water and Sewer services will be provided the area by City Utilities. These services are paid for with user charges and tap fees and not through Civil City tax revenues.

a. Water

Water service is not needed for the parking lot. When the rest of the ground is developed it will be the developer's responsibility to pay all on-site costs. City Utilities has a 16" main on Tillman and a 12" extension along Hanna Street which could be needed once the nature of the future development is established.

b. Fire Hydrants

Adequate fire hydrants to serve any future development will be provided by the developer of the land. Since there are no fire hydrants in the annexation area at this time, there will be no user costs to the City.

c. Sewers

A 24" sanitary interceptor will be constructed under City Utilities' supervision to serve the Mall extension and areas to the west all the way to the St. Mary's River. This interceptor will be available for

development that takes place in the future development area. On site costs will be paid by the developers. No tax money will be used for this sewer, so annexation does not add any utility costs for the Civil City.

d. Storm Drainage

Drainage from the proposed parking lot will be by way of a surface drainage easement which will lead to a proposed ditch running through the future development area. All drainage facilities will be built by the developers at their cost and must conform to City standards and requirements. Maintenance responsibility for the Mall expansion has yet to be determined. No costs to the Civil City are anticipated.

Financial Summary

Since much of the area is about to be transformed by construction, current assessed values do not accurately measure what can be reasonably expected in the near future. Also, the future development area will be assessed at a higher rate in the next assessment because the land was recently rezoned.

The land is currently assessed at roughly \$100 per acre. Therefore, total assessed value is in the vicinity of \$1,500. But, this will be rendered too low once the Mall expansion takes place. Without development, tax revenue would be $3.1914 \times 15 = \$48$ a year.

Since there are no annual costs involved in serving the area, the City will gain a minimum of \$48 a year from this annexation.

Once the Mall expansion is completed the costs could go up slightly, but revenue will go up significantly.

It is the position of this plan that costs and revenues cannot be calculated for the vacant area and for a proposed parking lot. The exact nature and timing of future development is unknown at this time and speculation for this summary is unwarranted. Interestingly though, experience shows that there is a net gain of revenue over cost to the City from commercial areas. And, commercial development at some time is probable for the area.

Summary and Recommendation

1. Indiana Annexation Statutes

As a voluntary annexation the area comes under I.C. 18-5-10-23. Since the area is contiguous, and over 51% of the owners of the land, 100% in fact, have petitioned for annexation, annexation of the territory is legal.

The area also meets the future development criteria of I.C. 18-5-10-25 by being more than 25% contiguous with the City on its aggregate external boundaries and is needed for future development of the City. Southtown Mall West is 63% contiguous and is clearly needed for future development as evidenced by the Southtown Mall expansion proposal before the City Plan Commission.

2. Fort Wayne's Annexation Policy

The Fort Wayne City Council has considered having other annexation criteria in addition to those set forth by the State Statutes:

- A. The area proposed for annexation must have a unity of interest with the municipality.

Southtown Mall is already in the City. Current expansion also will be. City Utilities is providing necessary services and the City Plan Commission is reviewing the Mall's development plans. City residents do use the Mall for shopping.

- B. The advantages to the proposed annexation area must outweigh the disadvantages.

The Mall will benefit from being in one planning jurisdiction and having emergency services provided by the City only instead of by the City, County, and Township. Taxes will, however, be higher once the area is annexed.

- C. The advantages to the City must outweigh the disadvantages.

The City would grow along with the urban area, thereby providing a strong tax base and the ability to provide adequate services.

Also, the City boundary lines would be more uniform. The cost of extension of services is modest.

- D. The deficit of income against expenses to the City must not be unreasonable.

At this time there will be a modest surplus of income to expenses. When the Mall is expanded this will increase.

- E. The City must desire to annex the area.

The Southtown Mall West area is a part of the Fort Wayne Urban area. Singular planning jurisdiction and efficiency in providing services are desirable for the City.

It is with careful thought and consideration that the Department of Community Development and Planning recommends that this area be annexed to the City of Fort Wayne, as it meets both the legal and local criteria for an acceptable and beneficial annexation.

DIGEST SHEET

TITLE OF ORDINANCE Voluntary Annexation of Southtown Mall West

X-81-01-17

DEPARTMENT REQUESTING ORDINANCE CD&P

SYNOPSIS OF ORDINANCE Ordinance annexes said territory to the City of Fort Wayne.

The property owner has petitioned for the annexation of 15.1 acres of vacant ground adjacent to Southtown Mall. Annexation will simplify the plan review process for future expansion of Southtown Mall. Service provision will also be simplified. Extraterritorial planning jurisdiction for this parcel has already been granted to the City Plan Commission by the Allen County Commissioners.

EFFECT OF PASSAGE Described territory is annexed to the City. Other effects
to be described by Fiscal Plan to be prepared by CD&P.

EFFECT OF NON-PASSAGE Area does not become part of City contrary to desires of
owners.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by
Fiscal Plan to be prepared by CD&P.

(ASSIGN TO COMMITTEE (J.N.) Annexation



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE .

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, Clerk -- Room 122

March 31, 1981

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of April 3 & April 10, 1981, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Annexation Ordinance

Bill No. X-81-01-17
Annexation Ord. X-01-81

Zoning Map Ord.

Bill No. Z-81-01-22
Zoning Map Ord. No. Z-09-81

Please send us eight (8) copies of the Publisher's Affidavit from both newspapers.

Thank you.


Charles W. Westerman
City Clerk

CWW:ne
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 24th day of March, 1981, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-81-01-17 - X-01-81 Annexation Ordinance, to-wit:

BILL NO. X- 81-01-17

ANNEXATION ORDINANCE NO. X- 01-81

AN ORDINANCE annexing certain territory, commonly known as Southtown Mall West, and including the same in Councilmanic District No. 5.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of territory; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

A part of the Northeast Quarter of the Northwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, more particularly described as follows:

Beginning at the Northeast corner of said Quarter-Quarter Section; thence South 00 degrees 00 minutes 11 seconds West (assumed bearing) 1315.43 feet along the East line of said Quarter-Quarter Section to the Southeast corner of said Quarter-Quarter Section; thence North 89 degrees 39 minutes 16 seconds West 500.00 feet along the South line of said Quarter-Quarter Section; thence North 00 degrees 00 minutes 11 seconds East 1315.76 feet parallel to the East line of said Quarter-Quarter Section to the North line of said Quarter-Quarter Section; thence South 89 degrees 37 minutes 00 seconds East 500.00 feet along the North line of said Quarter-Quarter Section to the point of beginning containing 15.101 acres, more or less, & excluding public road r/w.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as said

2 services are provided to areas already in the city with similar topography,
3 patterns of land utilization and population density, and in a manner consistent
4 with federal, state, and local laws, procedures and planning criteria.

5 SECTION 3. Governmental and proprietary services will be provided
6 to the above described territory in a manner consistent with the written
7 Fiscal Plan for the territory developed by the Department of Community
8 Development and Planning. Said Plan was examined by the Common Council and
9 is approved and adopted by the Common Council by the passage of this Ordinance.

10 SECTION 4. Said described territory shall be part of Councilmanic
11 District No. 5 of the City of Fort Wayne, Indiana, as described in Section
12 2-9 of Article II of the Code of the City of Fort Wayne, Indiana of 1974.

13 SECTION 5. This Ordinance shall be in full force and effect after
14 its passage, approval by the Mayor and final publication thereof as required
15 by law.


16 BEN A. EISBART

17 
COUNCILMEMBER

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify
that the above and foregoing is a full, true and complete copy of Annexation
Ordinance No. X-01-81 passed by the Common Council on the 24th day of
March, 1981, and that said Ordinance was duly signed and approved
by the Mayor on the 25th day of March, 1981 and now remains on
file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 25th
day of March, 1981.

SEAL


CHARLES W. WESTERMAN
CITY CLERK

To JOURNAL-GAZETTE Dr

FORT WAYNE, INDIANA

..County, Ind.

LINE COUNT

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Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

134 lines, 1 column wide equals 134 equivalent lines at .276¢ \$ 36.98
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) ⁶ extra 3.00

TOTAL AMOUNT OF CLAIM.

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast.....6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Aprille De Kald

Date Apr. 10 1981

Title.....CLERK

Form 904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....**ARVILA DEWALD**.....who, being duly sworn, says that she is.....**CLERK**.....of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed marrer attached hereto is a true copy, which was duly published in said paper for.....two times....., the dates of publication being

4/3 - 4/10/81

Subscribed and sworn to before me this 10th day of April 1981

My commission expires November 29, 1981

[illegible]

Fort Wayne Common Council
(Governmental Unit)

To NEWS-SENTINEL

Allen County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

Notice is hereby given that on the 24th day of March, 1981, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-01-01-17 - X-01-81 Ordinance, to-wit:
BILL NO. Z X-01-01-17
ANNEXATION ORDINANCE
NO. X-01-81

AN ORDINANCE annexing certain territory, commonly known as Southtown Mall West, and including the same in Councilmanic District No. 3.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of territory; and
WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

A part of the Northeast Quarter of the Northwest Quarter of Section 36, Township 30 North, Range 12 East, Allen County, more particularly described as follows:

Beginning at the Northeast corner of said Quarter-Quarter Section; thence South 00 degrees 00 minutes 11 seconds West (assumed bearing) 1315.43 feet along the East line of said Quarter-Quarter Section to the Southeast corner of said Quarter-Quarter Section; thence North 89 degrees 39 minutes 14 seconds West 500.00 feet along the South line of said Quarter-Quarter Section; thence North 00 degrees 00 minutes 11 seconds East 1315.76 feet parallel to the East line of said Quarter-Quarter Section to the North line of said Quarter-Quarter Section; thence South 89 degrees 37 minutes 00 seconds East 500.00 feet along the North line of said Quarter-Quarter Section to the point of beginning containing 15.101 acres, more or less & excluding public road r/w.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in Section 2.9 of Article II of the Code of the City of Fort Wayne, Indiana of 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and final publication thereof as required by law.

BEN A. EISBART
Council Member
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. 0X-01-81 passed by the Common Council on the 24th day of March, 1981 and that said Ordinance was duly signed and approved by the Mayor on the 25th day of March, 1981, and now remains file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 25th day of March, 1981.

CHARLES W. WESTERMAN
CITY CLERK

not exceed two actual lines, neither of which shall total more than four solid lines which the body of the advertisement is set) - number of equivalent lines

lines 132
lines 2
lines 134

per of lines in notice

1 columns wide equals 134 equivalent lines at .276¢ \$ 36.98

notices containing rule or tabular work (50 per cent of above amount)

6 extra 3.00

of publication (50 cents for each proof in excess of two) \$ 39.98

OUNT OF CLAIM.

Size of type 6 point

Size of quad upon which type is cast 6

ities of Ch. 89., Acts 1967.

ccount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

D. ROOSE

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 4/3 - 4/10/81

Subscribed and sworn to before me this 10th day of April, 19 81

My commission expires November 29, 1981

D. ROOSE
Notary Public

Fort Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen

County, Ind

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head number of lines	
Body number of lines	132
Tail number of lines	2
Total number of lines in notice	134

COMPUTATION OF CHARGES

134 lines, 1 columns wide equals 134 equivalent lines at .276¢ \$ 36.98
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 6 extra 3.00

TOTAL AMOUNT OF CLAIM.

\$ 39.98

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type.....6.....point

Number of insertions.....2.....

Size of quad upon which type is cast.....6.....

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. ROOSE

Date Apr. 10 19 81

Title CLERK

Form 903

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